



Gate Gourmet Division Americas

**Karl S. Perman**

Director, Corporate Security & Compliance

5100 Poplar Avenue

Memphis, TN 38137

Phone: 901/766-3641

Fax: 901/766-3969

E-Mail: Kperman@gategourmet.com

May 14, 2004

Dockets Management Branch (HFA-305)  
U.S. Food and Drug Administration  
5630 Fishers Lane, Room 1061  
Rockville, Maryland 2085

To whom it may concern:

The following comments are being submitted in response to the Food and Drug Administration (FDA) proposal of May 9, 2003 titled "Prior Notice of Imported Food Under the Public Health Security and Bioterrorism Preparedness and Response Act of 2002 (Docket # 2002N-0278) which has been reopened until May 14, 2004.

Gate Gourmet is an active member of IFSA, the International Inflight Food Service Association, and wholeheartly supports the IFSA response dated May 11, 2004 reference the FDA proposal titled "Prior Notice of Imported Food Under the Public Health Security and Bioterrorism Preparedness and Response Act of 2002 (Docket # 2002N-0278).

Gate Gourmet understands and supports the need to protect the United States of America from terrorist activities. We do not understand the need for notifying the FDA and/or the Customs and Border Patrol of leftover unopened cans of soda and unopened small bottles of liquor on flights traveling to the United States. It is also impossible to determine at time of flight departure how many leftover cans/bottles will arrive in the United States.

Gate Gourmet respectfully requests that the Final Notice Rule clearly exempt the beverages and liquor offered for sale or service aboard airlines.

Respectfully submitted,

Karl Perman